

09/22/03



Practitioner's Docket No.: 1372.78.PRC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

16834 U.S. PTO  
10/668080



09/22/03

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): **Myung K. Kim/James Gass/Aaron Dakoff**

For (title): **Phase Imaging Using Multi-Wavelength Digital Holography**

1. **Type of Application**

This transmittal is for a continuation-in-part (nonprovisional) application.

2. **Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

20 Pages of Specification  
6 Pages of Claims

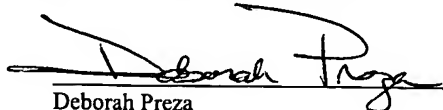
B. Other Papers Enclosed

1 Page Abstract  
5 Pages of Declaration and Power of Attorney  
25 Sheets Drawings

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CERTIFICATION UNDER 37 C.F.R. 1.10\*

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL993856061US, addressed to the: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **September 22, 2003**.

  
Deborah Preza

**3. Declaration or Oath**

To be executed by: **Inventors.**

**4. Publication**

Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i) – Form PTO/SB/35 is attached.

**5. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**6. Language**

English

**7. Fee Calculation (37 C.F.R. 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$750.00
Total Claims (37 CFR 1.16(c))	17	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	3	- 3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$280.00	\$0.00

Filing Fee Calculation

\$750.00

**7. Small Entity Statement(s)**

Applicant qualifies as a small entity under 37 CFR 1.9 and 1.27.

Filing Fee Calculation (50% of above)

\$375.00

**8. Fee Payment Being Made at This Time**

<u>Filing Fee</u>	\$375.00
<b>Total Fees Enclosed</b>	<b>\$375.00</b>

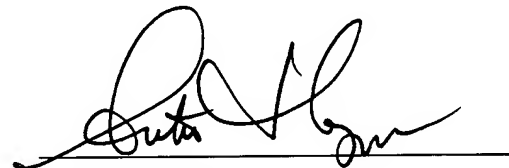
**9. Method of Payment of Fees**

Check in the amount of \$375.00 is attached.

**12. Instructions as to Overpayment**

Refund issued by check.

Reg. No. 41,849  
Tel. No.: (727) 507-8558  
Customer No.: 21,901  
Client Docket: 1139.5



Anton J. Hopen  
Smith & Hopen, P.A.  
15950 Bay Vista Drive, Ste. 220  
Clearwater, FL 33760

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**021901**

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Myung K. Kim

Title

Phase Imaging Using Multi-  
Wavelength Digital Holography

Attorney Docket Number

1372.78.PRC

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/22/03

Date



Signature

(727) 507-8558

Telephone number

Anton J. Hopen

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.